

**BEFORE THE  
STRUCTURAL PEST CONTROL BOARD  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

**ROBERT PEREZ SORIA**  
4335 Van Nuys Blvd., #327  
Sherman Oaks, CA 91403  
Field Representative License No. FR 41322

Respondent.

Case No. 2014-34

OAH No. 2014100447

**DECISION AND ORDER**

The attached Stipulated Settlement and Disciplinary Order is hereby adopted by the Structural Pest Control Board, Department of Consumer Affairs, as its Decision in this matter.

This Decision shall become effective on August 28, 2015.

It is so ORDERED July 29, 2015.

  
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FOR THE STRUCTURAL PEST CONTROL BOARD  
DEPARTMENT OF CONSUMER AFFAIRS

1 KAMALA D. HARRIS  
Attorney General of California  
2 THOMAS L. RINALDI  
Supervising Deputy Attorney General  
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Deputy Attorney General  
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13 **Sherman Oaks, CA 91403**  
**Field Representative License No. FR 41322**

OAH No. 2014100447

**STIPULATED SETTLEMENT AND  
DISCIPLINARY ORDER**

14 Respondent.  
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17 IT IS HEREBY STIPULATED AND AGREED by and between the parties to the above-  
18 entitled proceedings that the following matters are true:

19 PARTIES

20 1. Susan Saylor ("Complainant") is the Registrar/Executive Officer of the Structural  
21 Pest Control Board. She brought this action solely in her official capacity and is represented in  
22 this matter by Kamala D. Harris, Attorney General of the State of California, by M. Travis Peery,  
23 Deputy Attorney General.

24 2. Respondent Robert Perez Soria is represented in this proceeding by attorney Lloyd D.  
25 Dix, whose address is:  
26 22287 Mulholland Highway PMB 414  
27 Calabasas, CA 91302

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3. On or about February 9, 2007, the Structural Pest Control Board issued Field Representative License No. FR 41322 to Robert Perez Soria ("Respondent"). The Field Representative License was in full force and effect at all times relevant to the charges brought in Accusation No. 2014-34 and will expire on June 30, 2015, unless renewed.

## JURISDICTION

4. Accusation No. 2014-34 was filed before the Structural Pest Control Board ("Board"), Department of Consumer Affairs, and is currently pending against Respondent. The Accusation and all other statutorily required documents were properly served on Respondent on January 27, 2014. Respondent timely filed his Notice of Defense contesting the Accusation.

5. A copy of Accusation No. 2014-34 is attached as exhibit A and incorporated herein by reference.

## ADVISEMENT AND WAIVERS

6. Respondent has carefully read, fully discussed with counsel, and understands the charges and allegations in Accusation No. 2014-34. Respondent has also carefully read, fully discussed with counsel, and understands the effects of this Stipulated Settlement and Disciplinary Order.

7. Respondent is fully aware of his legal rights in this matter, including the right to a hearing on the charges and allegations in the Accusation; the right to be represented by counsel at his own expense; the right to confront and cross-examine the witnesses against him; the right to present evidence and to testify on his own behalf; the right to the issuance of subpoenas to compel the attendance of witnesses and the production of documents; the right to reconsideration and court review of an adverse decision; and all other rights accorded by the California Administrative Procedure Act and other applicable laws.

8. Respondent voluntarily, knowingly, and intelligently waives and gives up each and every right set forth above.

CULPABILITY

9. Respondent admits the truth of each and every charge and allegation in Accusation No. 2014-34.

10. Respondent agrees that his Field Representative License is subject to discipline and he agrees to be bound by the Board's probationary terms as set forth in the Disciplinary Order below.

## CONTINGENCY

11. This stipulation shall be subject to approval by the Structural Pest Control Board. Respondent understands and agrees that counsel for Complainant and the staff of the Structural Pest Control Board may communicate directly with the Board regarding this stipulation and settlement, without notice to or participation by Respondent or his counsel. By signing the stipulation, Respondent understands and agrees that he may not withdraw his agreement or seek to rescind the stipulation prior to the time the Board considers and acts upon it. If the Board fails to adopt this stipulation as its Decision and Order, the Stipulated Settlement and Disciplinary Order shall be of no force or effect, except for this paragraph, it shall be inadmissible in any legal action between the parties, and the Board shall not be disqualified from further action by having considered this matter.

12. The parties understand and agree that Portable Document Format (PDF) and facsimile copies of this Stipulated Settlement and Disciplinary Order, including Portable Document Format (PDF) and facsimile signatures thereto, shall have the same force and effect as the originals.

13. This Stipulated Settlement and Disciplinary Order is intended by the parties to be an integrated writing representing the complete, final, and exclusive embodiment of their agreement. It supersedes any and all prior or contemporaneous agreements, understandings, discussions, negotiations, and commitments (written or oral). This Stipulated Settlement and Disciplinary Order may not be altered, amended, modified, supplemented, or otherwise changed except by a writing executed by an authorized representative of each of the parties.

14. In consideration of the foregoing admissions and stipulations, the parties agree that the Board may, without further notice or formal proceeding, issue and enter the following Disciplinary Order:

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**DISCIPLINARY ORDER**

IT IS HEREBY ORDERED that Field Representative License No. FR 41322 issued to Respondent is revoked. However, the revocation is stayed and Respondent is placed on probation for three (3) years on the following terms and conditions.

**Actual Suspension.** Field Representative License No. FR 41322 issued to Respondent Robert Perez Soria is suspended for 5 days beginning on the effective date of the decision in case No. 2014-34.

1. **Obey All Laws.** Respondent shall obey all federal, state, and local laws along with all laws and rules relating to the practice of structural pest control.

2. **Quarterly Reports.** Respondent shall file quarterly reports with the Board during the period of probation.

3. **Tolling of Probation.** Should Respondent leave California to reside outside this state, Respondent must notify the Board in writing of the dates of departure and return. Periods of residency or practice outside the state shall not apply to reduction of the probationary period.

4. **Notice to Employers.** Respondent shall notify all present and prospective employers of the decision in case No. 2014-34 and the terms, conditions, and restrictions imposed on Respondent by said decision.

Within 30 days of the effective date of this decision, and within 15 days of Respondent undertaking new employment, Respondent shall cause his/her employer to report to the Board in writing acknowledging the employer has read the decision in case No. 2014-34.

5. **Notice to Employees.** Respondent shall, upon or before the effective date of this decision, post or circulate a notice to all employees involved in structural pest control operations which accurately recite the terms and conditions of probation. Respondent shall be responsible for said notice being immediately available to said employees. "Employees" as used in this provision includes all full-time, part-time, temporary and relief employees and independent contractors employed or hired at any time during probation.

6. **Completion of Probation.** Upon successful completion of probation, Respondent's license will be fully restored.

1       7.   **Violation of Probation.** Should Respondent violate probation in any respect, the  
2 Board, after giving Respondent notice and an opportunity to be heard, may revoke probation and  
3 carry out the disciplinary order which was stayed. If a petition to revoke probation is filed against  
4 Respondent during probation, the Board shall have continuing jurisdiction until the matter is  
5 final, and the period of probation shall be extended until the matter is final.

6       8.   **Prohibited from Serving as Officer, Director, Associate, Partner or Qualifying**  
7 **Manager.** Respondent is prohibited from serving as an officer, director, associate, partner,  
8 qualifying manager or branch office manager of any registered company during the period that  
9 discipline is imposed on Field Representative License No. FR 41322.

10       9.   **Cost Recovery.** Respondent shall reimburse the Board its costs of investigation and  
11 enforcement in the amount of \$2,380.00 pursuant to a payment plan approved by the Board. This  
12 amount shall be paid in full no later than 3 months prior to the end of probation. Probation shall  
13 not be terminated until all costs are paid in full.

14       10.   **Restoration Bond.** Pursuant to Business and Professions Code section 8697.3,  
15 Respondent shall, as a condition to the restoration of Field Representative License No. FR 41322,  
16 file a surety bond in the sum of \$1,000 prior to the last day of suspension. Respondent shall post  
17 such bond with the Registrar for the duration of the probation term.

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ACCEPTANCE

I have carefully read the above Stipulated Settlement and Disciplinary Order and have fully discussed it with my attorney, Lloyd D. Dix. I understand the stipulation and the effect it will have on my Field Representative License. I enter into this Stipulated Settlement and Disciplinary Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Structural Pest Control Board.

DATED: 5-22-15

ROBERT PEREZ SORIA  
ROBERT PEREZ SORIA  
Respondent

I have read and fully discussed with Respondent Robert Perez Soria the terms and conditions and other matters contained in the above Stipulated Settlement and Disciplinary Order. I approve its form and content.

DATED: 5/22/15

Lloyd D. Dix  
Lloyd D. Dix  
Attorney for Respondent

ENDORSEMENT

The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully submitted for consideration by the Structural Pest Control Board.

Dated: 5/22/15

Respectfully submitted,

KAMALA D. HARRIS  
Attorney General of California  
THOMAS L. RINALDI  
Supervising Deputy Attorney General

M. Travis Peery  
M. TRAVIS PEERY  
Deputy Attorney General  
Attorneys for Complainant

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